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ORACLE CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GROUSE RIVER OUTFITTERS LTD.,

Plaintiff,

v.

ORACLE CORPORATION,

Defendant.

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Attorneys for Plaintiff
GROUSE RIVER OUTFITTERS, LTD.

Case No. 3:16-cv-02954-LB

**SUPPLEMENTAL JOINT CASE
MANAGEMENT STATEMENT**

Time: 9:30 AM
Date: September 23, 2021
Place: Courtroom B, 15th Floor (By Zoom)
Judge: The Honorable Laurel Beeler

1 In accordance with the Court's orders of August 25, 2021, and August 27, 2021, Dkt. Nos.
 2 431, 432, Grouse River Outfitters, Ltd. ("Grouse River") and Oracle Corporation ("Oracle") report
 3 that there have been no developments in this case since the last case management statement, Dkt.
 4 No. 429, was filed on August 19, 2021. As a revision to Part II of the August 19 case management
 5 statement (pages 20-21), Grouse River and Oracle set forth their respective positions on the
 6 proposed schedule to govern further proceedings, as follows:

7 **A. Grouse River Position**

8 Assuming the Court permits Grouse River to serve amended Rule 26(a) initial disclosures
 9 and a supplemental (or further amended) complaint, the Court should permit focused but limited
 10 discovery as to the amended initial disclosures and the supplemental allegations, with discovery
 11 to close on December 1.

12 Grouse River would request a new trial date in mid-January, with the standard pretrial
 13 events (witness lists, etc.) scheduled consistent with the Court's normal chain-of-pretrial events.
 14 For the reasons set out above, Oracle has no basis upon which to move for summary judgment on
 15 any issue. Latham & Watkins is a major, international law firm. As reflected in its fees
 16 submission, it has some 15 or more timekeepers devoted to this case. It has added another attorney
 17 of record to its team. *See* Dkt. No. 421. It cannot be that undisclosed "other trial obligations this
 18 fall" warrant putting off the trial for eight months out. Grouse River's counsel has a trial date of
 19 April 13, 2022 in another case, as well as one on May 20, 2022.

20 **B. Oracle's Position**

21 Oracle proposes that the Court adopt the following schedule, which would provide time for
 22 Oracle to file, and the Court to hear, its motion for summary judgment:

23	Oracle's Motion for Summary Judgment:	November 8, 2021
24	Grouse River's Opposition:	December 23, 2021
25	Oracle's Reply:	January 24, 2022
26	Hearing on Summary Judgment:	February 24, 2022
27	Trial:	May 2022

1 In any event, due to counsel's other trial obligations this fall, Oracle requests a trial date
2 no earlier than April 1, 2022.

3
4 Dated: September 16, 2021

Respectfully submitted,

5 LATHAM & WATKINS LLP

6 By: /s/ Sarah M. Ray
Sarah M. Ray

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8 Attorney for Defendant ORACLE
CORPORATION

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10 KIEVE LAW OFFICES

11 By: /s/ Loren Kieve
Loren Kieve

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13 Attorney for Plaintiff GROUSE RIVER
OUTFITTERS LTD.

14
15 **SIGNATURE ATTESTATION**

16 I, Sarah M. Ray, am the ECF User whose identification and password are being used to file
17 the foregoing Joint Case Management Statement. Pursuant to Civil Local Rule 5-1(i)(3) regarding
18 signatures, I attest that concurrence in the filing of this document has been obtained.

19
20 Dated: September 16, 2021

LATHAM & WATKINS LLP

21 By: /s/ Sarah M. Ray
Sarah M. Ray

22 Attorney for Defendant ORACLE
23 CORPORATION